

# EDUCATION DEPARTMENT[281]

## Notice of Intended Action

**Twenty-five interested persons, a governmental subdivision, an agency or association of 25 or more persons may demand an oral presentation hereon as provided in Iowa Code section 17A.4(1)“b.”**

**Notice is also given to the public that the Administrative Rules Review Committee may, on its own motion or on written request by any individual or group, review this proposed action under section 17A.8(6) at a regular or special meeting where the public or interested persons may be heard.**

Pursuant to the authority of Iowa Code section 256.7(5), the State Board of Education hereby proposes to amend Chapter 1, “Organization and Operation,” Iowa Administrative Code.

These proposed amendments align the rules with 2013 Iowa Acts, House File 454 (the Department of Education Code correction bill), which included an expansion of the length of service of the student member of the State Board of Education for a term of one or two years. In addition, these amendments make minor adjustments to the review process for student applicants by reducing paperwork and eliminating a submission step.

An agencywide waiver provision is provided in 281—Chapter 4.

Interested individuals may make written comments on the proposed amendments on or before January 3, 2014, at 4:30 p.m. Comments on the proposed amendments should be directed to Mike Cormack, Rules Coordinator, Iowa Department of Education, Second Floor, Grimes State Office Building, Des Moines, Iowa 50319-0146; telephone (515)281-3399; or e-mail [mike.cormack@iowa.gov](mailto:mike.cormack@iowa.gov).

A public hearing will be held on January 3, 2014, from 1 to 2 p.m. in the State Board Room, Second Floor, Grimes State Office Building, East 14th Street and Grand Avenue, Des Moines, Iowa, at which time persons may present their views either orally or in writing. Any persons who intend to attend the public hearing and have special requirements, such as those related to hearing or mobility impairments, should contact and advise the Department of Education of their specific needs by calling (515)281-5295.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement 2013 Iowa Acts, House File 454, section 1.

The following amendments are proposed.

ITEM 1. Amend subrule 1.2(1) as follows:

**1.2(1) Term.** The nonvoting student member shall serve a ~~one-year~~ term, from May 1 to April 30. ~~The student may apply for and serve a second term if the student will not graduate from high school prior to the end of the second term.~~ The student member may serve a second year as the nonvoting student member without having to reapply for the position if the student has another year of high school eligibility remaining before graduation. A vacancy in the membership of the nonvoting student member shall not be filled until the expiration of the term.

ITEM 2. Amend subrule 1.2(3) as follows:

**1.2(3) Application process.** The application process for the nonvoting student member is as follows:

*a.* The department shall, on behalf of the state board, prepare and disseminate application forms to all school districts in Iowa. In addition to the application itself, the student shall submit all of the following:

- (1) A consent form signed by the student’s parent or guardian.
- (2) An approval of the application signed by the superintendent of the student’s district of enrollment or the superintendent’s designee.
- (3) A letter of recommendation from a high school teacher from whom the student received instruction.
- (4) A letter of recommendation from a person in the community familiar with the student’s community activities.

~~(5) A letter of recommendation from any third person.~~

*b. to d.* No change.

*e.* The applications of the semifinalists shall be reviewed by a committee appointed by the president of the state board. The committee shall submit a list of two to five finalists to ~~the state board for approval and submission to~~ the governor, who shall appoint the student member from the list submitted by the committee on behalf of the state board of education.